

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY

IN RE: . Case No. 23-12825(MBK)
.
.
LTL MANAGEMENT LLC, .
Debtor. . U.S. Courthouse
402 East State Street
Trenton, NJ 08608
.
November 15, 2023
11:17 a.m.
.

TRANSCRIPT OF MOTION SEEKING TO SUPPLEMENT THE RECORD
BEFORE THE HONORABLE MICHAEL B. KAPLAN
UNITED STATES BANKRUPTCY COURT CHIEF JUDGE

TELEPHONIC APPEARANCES:

For the Debtor: Jones Day
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For Ad Hoc Committee of Paul Hastings LLP
Supporting Counsel: By: RYAN MONTEFUSCO, ESQ.
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For Ad Hoc Committee of Brown Rudnick
Certain Talc Claimants and By: MICHAEL WINOGRAD, ESQ.
Ad Hoc Committee of 7 Times Square
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1 THE COURT: Okay. Good morning, everyone. This is
2 Judge Kaplan. Hopefully, you all can hear me. If anybody
3 gives me a thumbs up -- I see nods of the head. That works.
4 Great. And we know everything is working. It's always nice to
5 see familiar names and faces again.

6 So, this is the LTL matter. This is the motion by
7 the Ad Hoc Committee of Supporting Counsels seeking to
8 supplement the record.

9 Let me have appearances, please.

10 MR. MONTEFUSCO: Good afternoon, Your Honor. Ryan
11 Montefusco, Paul Hastings, for the Ad Hoc Committee of
12 Supporting Counsel.

13 THE COURT: Thank you.

14 For the debtor?

15 MR. GORDON: Good morning, Your Honor. Greg Gordon,
16 Jones Day, on behalf of the debtor.

17 THE COURT: Good morning.

18 See? It's easier when everybody is together here in
19 Trenton. We're out of practice.

20 For the TCC?

21 MR. WINOGRAD: Your Honor, this is Michael Winograd
22 from Brown Rudnick for the TCC and with me is Jeff Lamken of
23 MoloLamken.

24 THE COURT: All right, good morning, folks.

25 Anyone else wish to enter appearances?

1 (No audible response)

2 THE COURT: All right, let me hear from movant's
3 counsel.

4 MR. MONTEFUSCO: Good morning, Your Honor. As you
5 know, the AHC filed a statement of issues and designations of
6 items for the record on appeal on September 18th. Shortly
7 thereafter the TCC filed its counter designations, counter
8 statement of issues which raised for the first time a question
9 regarding the AHC standing to pursue the appeal now pending
10 before the Third Circuit.

11 We think the assertion is meritless but the AHC filed
12 its motion on October 27th to add a limited number of documents
13 that we believe are material to the question of standing that
14 were not previously included in our statement in our
15 designation of items on the record because the issue had not
16 previously been raised. All four of these documents arise out
17 of the AHC's motion to intervene in connection with the PI
18 hearing and all bear to varying degrees on the standing
19 question raised in TCC's statement of counter designations.

20 Unless the Court has any specific questions, I would
21 just conclude by adding that, you know, the TCC does not object
22 to this motion as we stated in our papers, and the debtor
23 consents. I'd be happy to answer any specific questions that
24 Your Honor has.

25 THE COURT: All right. Well, thank you. Why would I

1 want to interject? Everybody consents. Far be it from me.

2 But does the TCC wish to be heard, anything
3 specifically?

4 MR. WINOGRAD: Your Honor, this is Michael Winograd
5 of Brown Rudnick for the TCC. No, I think Mr. Montefusco has
6 summarized it well. We have no objection to the motion. I
7 think all four documents are actually on the bankruptcy court
8 docket and we have expressed that we have no objection.

9 THE COURT: All right then, without further argument,
10 motion will be granted.

11 Do I have a form of order?

12 MR. MONTEFUSCO: I believe we submitted one in
13 connection with the motion, Your Honor.

14 THE COURT: All right, we'll take a look. If we have
15 any problems, we'll reach out for you all. Thank you.

16 UNIDENTIFIED ATTORNEY: Thank you, Your Honor.

17 THE COURT: Thank you very much. Be well. Take
18 care.

19 UNIDENTIFIED ATTORNEY: Thank you, Your Honor.

20 THE COURT: Court is adjourned.

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C E R T I F I C A T I O N

I, MARY POLITO, court approved transcribers, certify that the foregoing is a correct transcript from the official electronic sound recording of the proceedings in the above-entitled matter, and to the best of my ability.

/s/ Mary Polito

MARY POLITO

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DATE: November 16, 2023